

UNITED STATES DISTRICT COURT

for the
Southern District of Illinois

Marcus Jenkins

_____)
_____)
_____)
_____)

Plaintiff(s)/Petitioner(s)

v.

JB Pritzker

IN HIS INDIVIDUAL AND
OFFICIAL CAPACITY

Defendant(s)/Respondent(s)

Case Number: 19 cv 673 GCS

(Clerk's Office will provide)

AMENDED

☒ CIVIL RIGHTS COMPLAINT

pursuant to 42 U.S.C. §1983 (State Prisoner)

☐ CIVIL RIGHTS COMPLAINT

pursuant to 28 U.S.C. §1331 (Federal Prisoner)

☐ CIVIL COMPLAINT

pursuant to the Federal Tort Claims Act, 28 U.S.C.

§§1346, 2671-2680, or other law

I. JURISDICTION

Plaintiff:

- A. Plaintiff's mailing address, register number, and present place of confinement.

Dixon Correctional Center
2600 North Brinton Ave
Dixon, Illinois 61021
R00902

Defendant #1:

- B. Defendant JB Pritzker is employed as

(a) (Name of First Defendant)

Governor

(b) (Position/Title)

with

(c) (Employer's Name and Address)

The People of Illinois

At the time the claim(s) alleged this complaint arose, was Defendant #1 employed by the state, local, or federal government? ☒ Yes ☐ No

If your answer is YES, briefly explain: Governor of Illinois

II. PREVIOUS LAWSUITS

A. Have you begun any other lawsuits in state or federal court while you were in prison or jail (during either your current or a previous time in prison or jail), e.g., civil actions brought under 42 U.S.C. § 1983 (state prisoner), 28 U.S.C. § 1331 (federal prisoner), 28 U.S.C. §§ 1346, 2671-2680, or other law? ☒ Yes ☐ No

B. If your answer to "A" is YES, describe each lawsuit in the space below. If there is more than one lawsuit, you must describe the additional lawsuits on another sheet of paper using the same outline. List ALL lawsuits in any jurisdiction and indicate the court where they were filed to the best of your ability, including those that resulted in the assessment of a "strike" under 28 U.S.C. § 1915(g) and/or those that were dismissed for being frivolous, malicious, or for failure to state a claim (see 28 U.S.C. § 1915A; 28 U.S.C. § 1915(e)(2); Federal Rule of Civil Procedure 12(b)(6)). FAILURE TO FULLY DISCLOSE YOUR LITIGATION HISTORY, INCLUDING "STRIKES," MAY RESULT IN SANCTIONS THAT INCLUDE DISMISSAL OF THIS ACTION.

1. Parties to previous lawsuits:

Plaintiff(s): Marcus Jenkins

Defendant(s): SHANEL Barnett, Wexford Health Sources M.D. Ronald Schaefer

2. Court (if federal court, name of the district; if state court, name of the county): United States District Court, Northern Dist

3. Docket number: 12 cv 03836

4. Name of Judge to whom case was assigned: Ronald A. Guzman

5. Type of case (for example: Was it a habeas corpus or civil rights action?): 1983 civil rights (Prison Conditions)

6. Disposition of case (for example: Was the case dismissed? Was it appealed? Is it still pending?): Dismissed

7. Approximate date of filing lawsuit: 5/17/2012
8. Approximate date of disposition: 10/7/2013
9. Was the case dismissed as being frivolous, malicious, or for failure to state a claim upon which relief may be granted and/or did the court tell you that you received a "strike?" Failure to state a claim upon which relief may be granted

III. GRIEVANCE PROCEDURE

- A. Is there a prisoner grievance procedure in the institution? ☒ Yes ☐ No
- B. Did you present the facts relating to your complaint in the prisoner grievance procedure? ☐ Yes ☒ No
- C. If your answer is YES,
1. What steps did you take?
N/A
2. What was the result?
N/A
- D. If your answer is NO, explain why not.
This Complaint does not pertain to Prison Conditions
- E. If there is no prisoner grievance procedure in the institution, did you complain to prison authorities? ☐ Yes ☒ No
- F. If your answer is YES,
1. What steps did you take?
N/A

2. What was the result?

N/A

G. If your answer is NO, explain why not. This is not a matter
Prison officials can resolve

H. Attach copies of your request for an administrative remedy and any
response you received. If you cannot do so, explain why not:

N/A

UNITED STATES District Court
Southern District of Illinois

Marcus Jenkins

Plaintiff,

v.

CASE NO.

J.B. Pritzer

3:19 cv 0673 GCS

Defendant

IN HIS individual and
OFFICIAL capacity

Memorandum of Law

1. Engquist v. Oregon Dep't of Agric, 128 S.Ct 2146
2. Jarmuth v. City of Chicago 43 F.supp.3d 889, 893
3. Alicea v. Howell, 387 F.supp.2d 227, 236
4. People v. Butler 2019 IL 122327
5. U.S.C.A Const. Amend 14
6. U.S.C.A Const. Amend 8

Marcus Jenkins

4/9/2020

5.

IV.

AMENDED Complaint

1. On the date of April 1, 2019 Governor JB Pritzker signed into Law Public Act 100-1182 and June 1, 2019 that bill became effective Law.
2. Under the premise of criminal Justice Reform, Illinois passed a Law that would only help juvenile youths that came into the system after June 1, 2019. Juvenile youths coming into the system will be eligible for parole review after 20 years. The Law wrongfully excludes juveniles that has already been in the system from receiving this same beneficial treatment
3. I WAS a juvenile offender (see Ex. 1 and 2) I WAS (16) when arrested, I'm now (38) and this Law totally disregards my life, growth and rehabilitative potential. If parole was retroactive, I would have a chance to show my growth, my achievements, that I am psychologically and socially redeemed and how I can be a productive member of Society.

4. All equal protection claims, regardless of the size of the disadvantaged class, are based on the principle that under "like circumstances and conditions," people must be treated alike, unless there is a rational reason for treating them differently. Engquist v. Oregon Dep't of Agric., 128 S.Ct. 2146. Thus, plaintiff states a equal protection and cruel and unusual punishment claim by showing that 1) I have been and is continuing to be intentionally treated differently from others similarly situated 2) that there is no rational basis for the difference in treatment and 3) that the defendant carried out an overly restrictive policy that he knew would likely hurt me now and in the future resulting in the violation of my protected rights and restricting my ability of being restored to useful citizenship.

5. The fourteenth Amendment forbids a State to deny any person within its

Jurisdiction the equal protection of the law. That means that all persons similarly situated should be treated alike. U.S.C.A. Const. AMEND 14

6. My incoming status as a juvenile (16) in 1998 is synonymous with that of future and pre-existing juvenile offenders. We all lacked maturity, problem solving skills, undeveloped sense of responsibility, reckless, susceptible to negative influences, including peer pressure. To be considered "similarly situated," a plaintiff and his comparators must be identical or directly comparable in all material respects, Jarmuth v. City of Chicago 43 F.supp.3d 889,893

7. There are several cases before an Illinois Circuit Court (Cook County) pending resolutions to their respected sentences. And, the one case that is the focus of this complaint is

People v. Dimitri Buffer (2019 IL 122327).

In 2017, the Appellate Court (1st) 142931 vacated Buffers sentence and remanded his case to the Circuit Court for re-sentencing. The State appealed to the Illinois Supreme Court and in 2019 the Ill. Sup. Ct. affirmed the Appellate Courts judgment, vacated the Sentence and remanded for resentencing. See EX. 3

8. The relevant fact pertaining to Buffers new sentencing hearing is that, once he is resentenced, he will then be eligible for parole review per Unified Code of Corrections (730 ILCS 5/5-4.5-110). His new Sentence will come after June 1, 2019. See EX. 4

9. Before P.A. 100-1182 became law, it was argued to be a prospective bill affecting "only" those that came into

the system after June 1, 2019.

SEE EX. 5

Davidsmeyer: "Is this only going forward? So if somebody who has committed a crime prior to this becoming law, does... is not affected by this?"

Currie: "Absolutely, I'm glad you mentioned that. I meant to say so in my opening remarks. This Bill will not affect anybody who is currently serving time in the Illinois Correctional system. It is prospective only".

10. The fact of the matter is that P.A. 100-1182 will affect prisoners who was already in the system before this bill became law. And, the one person in particular is Dimitri Buffer whom I am similarly suited to.

11. Dimitri Buffer and myself are similarly situated under the principles of Like circumstances and conditions:

1. We were both young males from an urban, gang, infested community,
2. We both failed in school, See EX. 6(1-5)
3. Our respected households lacked structure and discipline which perpetuated reckless behavior and irrational decision making,
4. We were both (16) years of age when arrested,
5. We were both labeled as the principle,
6. We were both convicted of murder in the first degree and sentenced to a prison term of 50 years under the Truth-in-Sentencing Act.
7. After arriving in the Illinois Department of Corrections we both needed help in every aspect of our life. And, if we possessed any aspiration to want more out of life than what was, a real

Course Correction needed to take place

(my 50 year Sentence WAS reduced in 2012
to 33 years)

12. The differences between Buffer and myself
at this particular moment in time is that
I am older, wiser and that I have a
grown, up in coming successful daughter
(Ariyanna Jenkins) and granddaughter (Alannah
Jenkins) that need me. In my (21) years
of incarceration I have turned around
my negative behavior and made something
of myself. See Ex. 7 (1 of 9) The life hurdles
that Buffer will have to face and overcome,
I have already accomplished. My behavior
and rehabilitative potential was good enough
to get A 17 year reduction 8 years ago.
Therefore, my continued Strides to get
life right shouldn't prevent or exclude
me from being able to show that I am
worthy of A second chance.

13. The Plaintiff in such a case will be required to show not only that he was badly treated but also that persons similarly situated were not treated that way. *Alicea v. Howell*, 387 F. Supp. 2d 227 236 (W.D.N.Y. 2005)

14. Whether Buffer petitions for a parole hearing when he becomes eligible doesn't really matter. What does matter is that he will rightfully have the right to utilize that option and I'm excluded despite us being the likes of one another. This treatment is inconsistent with the principles of criminal justice and parole itself. (That being, to rehabilitate, remediate and determine after a period of time whether a person is ready to return to society)

15. See Ex. 8

Currie: And I believe that young

people that are the subject of this Bill, those who are under 21, are similarly lacking at least in some circumstances good judgment, and they are also people who do not think through the consequences of their actions.

I am similarly situated under "like circumstances and conditions" to Dimitri Buffer whos case happened a decade after mine and "we" are both similarly situated to a juvenile youth that comes into the system after June 1, 2019.

16. Once Buffer and other juvenile youths that has been incarcerated for years "prior" to ~~the~~ June 1, 2019 is resentenced in an Illinois court room, thereby making them eligible for parole review, there will be no way to rationally distinguish me from them. Therefore, the inadequacy of this State LAW violates my equal protection rights

under Federal and State Constitution.

U.S.C.A Const Amend 14

Furthermore, with there being no rational justification for the difference in treatment. This violation directly infringes on and offends my 8th Amendment right against Cruel and unusual punishment. This violation intentionally restricts my ability of being restored to useful citizenship

U.S.C.A Const. Amend 8

17. My rehabilitation, growth and readiness to return to society is ready to be evaluated now. I can actually be a pioneer for the parole project and represent what rehabilitation looks like. But instead, I'm being warehoused.

18. Plaintiff has been and will continue to be irraparably injured by the conduct of the defendant unless

this court grants the declaratory and injunctive relief which Plaintiff seeks.

Wherefore, Plaintiff respectfully prays that this court enters judgment granting plaintiff:

- V. 19. A declaration that the acts and omission described herein violates Plaintiff's rights under the Constitution and Laws of the United States.
20. A preliminary and permanent injunction ordering defendant J.B. Pritzker to make Parole retroactive (At least to those individuals that came into the system as juveniles)
21. Compensatory damages in the amount of \$ 350,000.⁰⁰

22. Punitive damages in the amount of
\$ 450,000.⁰⁰
23. Conditional release if receiving A parole
hearing is not possible due to the prospective
LAW
24. Plaintiff's Cost in this Court
25. Any additional relief this Court deems
Just

Marcus Jenkins
4/9/2020

V. **REQUEST FOR RELIEF**

State exactly what you want this court to do for you. If you are a state or federal prisoner and seek relief which affects the fact or duration of your imprisonment (for example: illegal detention, restoration of good time, expungement of records, or parole), you must file your claim on a habeas corpus form, pursuant to 28 U.S.C. §§ 2241, 2254, or 2255. Copies of these forms are available from the clerk's office.

VI. **JURY DEMAND** (*check one box below*)

The plaintiff ☒ does ☐ does not request a trial by jury.

DECLARATION UNDER FEDERAL RULE OF CIVIL PROCEDURE 11

I certify to the best of my knowledge, information, and belief, that this complaint is in full compliance with Rule 11(a) and 11(b) of the Federal Rules of Civil Procedure. The undersigned also recognizes that failure to comply with Rule 11 may result in sanctions.

Signed
on:

4/9/2020
(date)

Marcus Jenkins
Signature of Plaintiff

2600 N. Brinton Ave
Street Address

Marcus Jenkins
Printed Name

Dixon, Illinois 61021
City, State, Zip

200902
Prisoner Register Number

N/A

Signature of Attorney (if any)

2016 IL App (1st) 133286
Appellate Court of Illinois,
First District, Second Division.

The PEOPLE of the State of
Illinois, Respondent–Appellee,

v.

Marcus JENKINS, Petitioner–Appellant.

No. 1–13–3286.

June 21, 2016.

Synopsis

Background: Petitioner, who was a juvenile when he was convicted as an adult, in the Circuit Court, Cook County, Henry Simmons, J., of first-degree murder, appealed. The Appellate Court, Cohen, P.J., 333 Ill.App.3d 534, 776 N.E.2d 755, 267 Ill.Dec. 383, affirmed. Petitioner filed postconviction relief petition, which was granted, and resulted in a reduced sentence. About one year later, petitioner filed a new postconviction relief petition. The Circuit Court, Cook County, James Michael Obbish, J., denied petitioner leave to file his petition, and he appealed.

Holdings: The Appellate Court, Neville, J., held that:

[1] petitioner's resentencing led to a new judgment, and therefore, petitioner had a right to file a petition challenging the new judgment without leave of the court, and

[2] the petition was sufficient to state the gist of a constitutional claim, and therefore, should not have been dismissed.

Reversed and remanded.

West Headnotes (2)

[1] Criminal Law

Proceedings Subject to Review

110 Criminal Law

110XXX Post-Conviction Relief

110XXX(A) In General

110k1414 Proceedings Subject to Review

110k1415 In general

Postconviction relief petitioner's resentencing led to a new judgment, and therefore, petitioner had a right to file a petition challenging the new judgment without leave of the court, even though he did not label his new petition as an initial postconviction relief petition. S.H.A. 725 ILCS 5/122–1(a–5, f).

2 Cases that cite this headnote

[2] Criminal Law

Counsel

110 Criminal Law

110XXX Post-Conviction Relief

110XXX(C) Proceedings

110XXX(C)3 Hearing and Determination

110k1651 Necessity for Hearing

110k1655 Particular Issues

110k1655(6) Counsel

Postconviction relief petition, filed as a matter of right, which adequately alleged facts to support a claim that trial counsel provided ineffective assistance when he failed to request an instruction on second degree murder, was sufficient to state the gist of a constitutional claim, and therefore, should not have been dismissed; there was no strategic purpose for the failure to request the instruction on second degree murder, as the jury would need to find all the elements of first degree murder before it would consider the second degree murder instruction, so the instruction would not have jeopardized petitioner's interests, and the jury might have accepted the option of second degree murder if the court had offered it. U.S.C.A. Const.Amend. 6.

Cases that cite this headnote

Attorneys and Law Firms

*522 Michael J. Pelletier, Alan D. Goldberg, and Linda Olthoff, all of State Appellate Defender's Office, of Chicago, for appellant.

57 N.E.3d 521, 404 Ill.Dec. 762

Anita M. Alvarez, State's Attorney, of Chicago (Alan J. Spellberg, Mary Needham, and Whitney Bond, Assistant State's Attorneys, of counsel), for the People.

OPINION

Justice NEVILLE delivered the judgment of the court, with opinion.

****763 ¶ 1** When a postconviction petition leads to resentencing, does a new petition filed after the resentencing count as an initial postconviction petition, or should courts treat it as a successive postconviction petition, which a petitioner has no right to file unless he can show cause and prejudice? We hold that the court should treat the petition as an initial postconviction petition, which the petitioner has a right to file, and which the trial court should dismiss only if the petitioner fails to state the gist of a claim for a deprivation of his constitutional rights. We find that Marcus Jenkins' postconviction petition states the gist of a constitutional claim, so we reverse the dismissal of the petition and remand for further proceedings.

¶ 2 BACKGROUND

¶ 3 On August 26, 1998, Marcus Jenkins, then 16 years old and a member of the Gangster Disciples, walked home from school with Ricky Hamilton, a member of the Milwaukee Kings, and another boy. On the way home, on a busy street, they encountered David Stopka of the Spanish Cobras and Omar Negrón of the Ashland Vikings, who were at war with Hamilton's gang. In the course of the encounter, a stray bullet killed Edna DeLaRosa. Police arrested Jenkins the next day.

¶ 4 Jenkins spoke to an assistant State's Attorney at the police station and signed a handwritten statement about the shooting. According to the handwritten statement, Hamilton traded insults with Stopka and Negrón. Hamilton then handed Jenkins a gun and told him to shoot Stopka and Negrón. Jenkins "fired the gun at the two guys before they were able to get guns and come back and shoot at him and Ricky." All the boys ran from the scene. Jenkins followed Ricky as they ran through an alley. At the end of the alley he turned and saw Stopka,

about 15 feet away, holding a bat. Jenkins fired the gun and ran off.

¶ 5 Prosecutors charged Jenkins with first degree murder. A trial held in 2000 ended with a hung jury. At the retrial, Detective Alfonso Bautista testified that, at the police station the day after the shooting, Jenkins told Bautista that Jenkins had problems at school with members of rival gangs. He brought a gun to school on August 26, 1998, and left it outside the school. He retrieved it before he started to head for home. He handed the gun to Hamilton when Hamilton asked for it, but then Hamilton handed it back and told Jenkins to shoot. Jenkins admitted that he later fired the fatal bullet.

***523 **764 ¶ 6** Negrón testified about the gang rivalries and the encounter with Hamilton and Jenkins on August 26, 1998. When he saw Hamilton holding the gun, he and Stopka ran, and he heard shots as he ran. He and Stopka saw Hamilton and Jenkins again a few blocks away. Stopka picked up a bat and Negrón held a bottle. Hamilton ran away from Stopka and Negrón, and Stopka chased him wielding the bat. Negrón heard more shots.

¶ 7 The trial record shows that defense counsel did not object to the State's instructions and did not offer any additional instructions.

¶ 8 During deliberations, the jury sent the judge a note to tell the judge that the jury could not reach a unanimous verdict. The judge told the jurors to continue deliberating. After five hours of deliberations, the jurors sent a second note with much the same message. The judge sequestered the jurors overnight. The next day, the jury reached unanimity, finding Jenkins guilty of first degree murder. The court sentenced Jenkins to 50 years in prison. The appellate court affirmed the judgment. *People v. Jenkins*, 333 Ill.App.3d 534, 542, 267 Ill.Dec. 383, 776 N.E.2d 755 (2002).

¶ 9 Jenkins filed a postconviction petition in 2003. The trial court granted the petition and the State appealed. *People v. Jenkins*, No. 1-09-1377 (2010) (unpublished order under Supreme Court Rule 23). In 2009, before the appellate court decided the appeal, Jenkins sought leave to file a second postconviction petition. The trial court denied Jenkins' request. The appellate court affirmed the trial court's decision to grant the initial postconviction petition. *Id.* On March 8, 2012, the proceedings following

History (5)

Direct History (5)

1. People v. Buffer
2012 IL App (1st) 102411-U , Ill.App. 1 Dist. , Aug. 16, 2012

Appeal Denied by

2. People v. Buffer
982 N.E.2d 770 , Ill. , Jan. 30, 2013

AND Dismissal of Post-Conviction Relief Reversed by

3. People v. Buffer
2017 IL App (1st) 142,931 , Ill.App. 1 Dist. , Mar. 29, 2017 , rehearing denied (Apr 25, 2017)

Appeal Allowed by

4. People v. Buffer
93 N.E.3d 1076 , Ill. , Nov. 22, 2017

AND Judgment Affirmed by

5. People v. Buffer
2019 IL 122,327 , Ill. , Apr. 18, 2019

2019 IL 122327

In addition, Governor Pritzker recently signed into law Public Act 100-1182 (eff. June 1, 2019), which added section 5-4.5-110 to the Unified Code of Corrections (730 ILCS 5/5-4.5-110). This new law provides that, for most crimes, a person who was under the age of 21 when the crime was committed and is given a lengthy term-of-years sentence will have the ability to petition for parole after serving 10 years. If the conviction was for first degree murder or aggravated criminal sexual assault, the person will be eligible to petition for parole review after serving 20 years. The law applies to sentences imposed after the effective date of June 1, 2019.

End of Document

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Ex. 55

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

150th Legislative Day

11/28/2018

Bryant: "...my question on this particular Bill, focuses on the age between 18 and 21. So at 18 an individual can get married?

Currie: "That's true."

Bryant: "At 18 they can enter into a contract?"

Currie: "They can, and many of them make bad contracts when they're eighteen."

Bryant: "And at 18 they can enlist in the military or be drafted?"

Currie: "True."

Bryant: "And at 18 they can vote?"

Currie: "They can, but they can't drink."

Bryant: "And they can...they can they actually they can vote if they're 17, if they turn 18 before the election right?"

Currie: "That's true."

Bryant: "Okay, so I am going to urge a 'no' vote on this. Specifically because of the age of 18 to 21 on this Bill. I wish that you would have reduced this to age 18. And I would have looked at this a little closer to support it. So, I'm going to be voting 'no' and urging a 'no' vote on this."

Speaker Turner: "Chair recognizes Representative Davidsmeyer."

Davidsmeyer: "Thank you, Mr. Speaker. Question of the Sponsor."

Speaker Turner: "Sponsor will yield."

Davidsmeyer: "Is this only going forward? So if somebody who has committed a crime prior to this becoming law, does... is not affected by this?"

Currie: "Absolutely, I'm glad you mentioned that. I meant to say so in my opening remarks. This Bill will not affect anybody who is currently serving time in the Illinois Correctional system. It is prospective only."

EX. 6 (1 through 5)

INACTIVE

NAME: JENKINS MARCUS

ID: 31745527

SSN: ~~XXXXXXXXXX~~

ENTERED: 1730 YORK ALT H S FROM: 1640 WELLS COMM ACAD

ROOM/DIV 906 GRADE 09 ON: 08/24/99

ROOM/DIV 904 GRADE 09 ON: 03/21/00

ROOM/DIV 904 GRADE 10 ON: 08/22/00

LEFT TO: CORRECTIONAL INST NCPS -- 12/13/00

LV CODE: 35

ADDRESS: 1170 W ERIE
CHICAGO IL 60622

ST APT: 701 PHONE: 312-733-5726

NAME OF GUARDIAN: LORIA JENKINS

FATHER: NO INFO

MOTHER (MAIDEN): GLORIA JENKINS

BORN: 10/27/81 -- CHICAGO ILLINOIS

BIRTH VERIFICATION: NONE

LAST UPDATED: 12/13/00 ON-LINE BY FM1730

MEDICAL: C

GUARDIAN RELATION: M

STUDENT SEX: M

R/ETHNIC CODE: 2

EMERGENCY INFO: ON FILE

EP LEVEL: :

SPL ED:

MIN PROF EXAM: P

NEXT INQUIRY-->

DISPLAY HISTORY-->

EX. 6 (2 of 5)

RETURN-->

NAME: JENKINS MARCUS ID: 31745527 STATUS HISTORY

UNIT	Y	M	M	D	RM	GR	ENTER FROM	LEAVE TO	LV	CD
1730	00	12	13	904	10					
1730	00	08	22	904	10	1640	WELLS COMM ACAD			
1730	00	03	21	904	09					
1730	99	08	24	906	09					

CORRECTIONAL INST NCPS 35

FIRST ENTRY IN CPS

REQUEST A SEARCH FOR MORE HISTORY-->
(SEARCHS FOR MORE HISTORY WILL BE COMPLETED IN ONE SCHOOL DAY)

PS Chicago Public Schools
High School Transcript of Student Progress
 H1116 Rev 4 1/10/04

YORK ALT H S (UNIT 1730)
2700 S CALIFORNIA AV
CHICAGO, ILLINOIS 60608

Name: JENKINS MARCUS Guardian: LORIA JENKINS (M) Date Graduated:
 ID: 31745527 SSN: [REDACTED] Address: 1170 W ERIE ST 701
 Born 10/27/81 (M) CHICAGO, ILLINOIS 60622
 (10/16/06 - 904) PAGE 1

REQUIREMENT -
 4 ENGLISH
 3 MATHEMATICS
 3 SCIENCE
 3 SOCIAL SCIENCE
 2 WORLD LANGUAGE

REQUIREMENT -
 2 FINE ARTS
 2 PHYSICAL ED OR ROTC
 2 CAREER ED OR ROTC
 3 ELECTIVES
 24 TOTAL CREDITS FOR A CPS DIPLOMA OR
 26 TOTAL CREDITS FOR A CPS DIPLOMA WITH A CONCENTRATION
 IN AN EDUCATION TO CAREERS PROGRAM

NON-CREDIT REQUIREMENT - COMPLETED
 40 HOURS OF SERVICE LEARNING 0
 DRIVER EDUCATION
 CONSTITUTION (PL195) 01/98
 CONSUMER EDUCATION

FRESHMAN YEAR

SEMESTER DAYS TIMES

ENDING ABSENT TARDY CLASS RANK
 01/1997 29.0 18 371/ 419
 CumGPA: 0.1538 Unweighted: 0.1538
 06/1997 26.0 7 346/ 382
 CumGPA: 0.2308 Unweighted: 0.2308

FIRST SEMESTER

LV	SUBJECT NAME	YR	GRADE	CREDIT
R	FRSH ENGLISH	1	F	0.000A
N	FRESHMAN SKILLS	1	F	0.000A
N	FRESH W GEOG	1	D	0.500A
R	FRESH ALGEBRA	1	F	0.000A
	ARCHITECTURAL DRAFT	1	F	0.000A
	FRESH GEN MUSIC	1	F	0.000A
	FRESH HEALTH	1	F	0.000A
SEM WEIGHTED GPA: 0.1538				0.500

SECOND SEMESTER

LV	SUBJECT NAME	YR	GRADE	CREDIT
R	FRSH ENGLISH	1	F	0.000A
N	FRESHMAN SKILLS	1	F	0.000A
N	FRESH W GEOG	1	D	0.500A
R	FRESH ALGEBRA	1	F	0.000A
	ARCHITECTURAL DRAFT	1	F	0.000A
	FRESH GEN MUSIC	1	D	0.500A
	FRESH P.E.	1	F	0.000A
SEM WEIGHTED GPA: 0.3077				1.000

FRESHMAN YEAR

SEMESTER DAYS TIMES

ENDING ABSENT TARDY CLASS RANK
 01/1998 24.0 19 386/ 418
 CumGPA: 0.2162 Unweighted: 0.2162
 06/1998 40.0 36 358/ 384
 CumGPA: 0.2500 Unweighted: 0.2500

FIRST SEMESTER

LV	SUBJECT NAME	YR	GRADE	CREDIT
R	ENGLISH	2	F	0.000A
	PUBLIC LAW 195 TEST	1	D	0.000A
N	UNITED STATES HIST	1	D	0.500A
R	BIOLOGY	1	F	0.000A
R	GEOMETRY	1	F	0.000A
	ARCHITECTURAL DRAFT	2	F	0.000A
	ADVISORY	1	F	0.000A
	P.E.	2	F	0.000A
SEM WEIGHTED GPA: 0.1818				0.500

SECOND SEMESTER

LV	SUBJECT NAME	YR	GRADE	CREDIT
	DRIVER ED CLASSROOM	1	F	0.000A
R	ENGLISH	2	F	0.000A
N	UNITED STATES HIST	1	D	0.500A
R	BIOLOGY	1	D	0.500A
R	GEOMETRY	1	F	0.000A
	ARCHITECTURAL DRAFT	2	F	0.000A
	ADVISORY	1	F	0.000A
	P.E.	2	F	0.000A
SEM WEIGHTED GPA: 0.3636				1.000

ACADEMIC INFORMATION

CUMULATIVE WEIGHTED GPA: 0.2500
 CUMULATIVE UNWEIGHTED GPA: 0.2500

CARNEGIE UNITS ATTEMPTED: 12.000
 CARNEGIE UNITS COMPLETED: 3.000

CLASS RANK: 358
 CLASS SIZE: 384
 AS OF: 06/1998

STANDARDIZED SCORES

ACTIVITIES AND HONORS

TRANSFER CREDITS

A WELLS HS

Ex. 6 (4 of 5)

DATE 16 OCT 06 10:16:45 REPORT GENERATION DN1730

OCTOBER 16, 2006 TRANSCRIPT POSTING REPORT YORK ALT H S
31745527 JENKINS MARCUS GENDER=M GRADE=10 DIV=904

BIRTHDATE=10/27/1981 HOME PHONE=312-733-5726
MED COMPLIANCE: PHY EXAM= IMMUNIZATIONS=
SPL ED= HOME LANG= BIL PGM YR=
LEAVE INFO: 35 001213 CORRECTIONAL INST NCPS

***** SEMESTER SUMMARY *****
CREDIT

UNIT	DIV	GR	MM/YY	ABS	TDY	EARNED	RANK	OF
1640	058	09	01/97	29.0	18	0.500	0371	0419
1640	058	09	06/97	26.0	7	1.000	0346	0382
1640	160	09	01/98	24.0	19	0.500	0386	0418
1640	160	09	06/98	40.0	36	1.000	0358	0384

***** COURSES PASSED ***** REQUIREMENT

L	Y	S	G	S	G									
SUBJT V	COURSE TITLE	R	UNIT	M	R	CREDIT	MM/YY	UNIT	M	R	CREDIT	MM/YY	REQUIREMENT	
28218	N FRESH W GEOG	1	1640	1	D	0.500	01/97	1640	2	D	0.500	06/97	1.000	SOCIAL SCI III
28618	N UNITED STATES HIST	1	1640	1	D	0.500	01/98	1640	2	D	0.500	06/98	1.000	U.S. HISTORY
33218	R BIOLOGY	1						1640	2	D	0.500	06/98	0.500	LIFE SCIENCE
95518	FRESH GEN MUSIC	1						1640	2	D	0.500	06/97	0.500	MUSIC

***** COURSES FAILED ***** REQUIREMENT

L	Y	S	G	S	G									
SUBJT V	COURSE TITLE	R	UNIT	M	R	CREDIT	MM/YY	UNIT	M	R	CREDIT	MM/YY	REQUIREMENT	
13118	R FRSH ENGLISH	1	1640	1	F	0.000	01/97	1640	2	F	0.000	06/97		ENGLISH I
21918	N FRESHMAN SKILLS	1	1640	1	F	0.000	01/97	1640	2	F	0.000	06/97		ELECTIVE
43318	R FRESH ALGEBRA	1	1640	1	F	0.000	01/97	1640	2	F	0.000	06/97		ALGEBRA I
60510	ARCHITECTURAL DRAFT	1	1640	1	F	0.000	01/97	1640	2	F	0.000	06/97		CAREER ED
95518	FRESH GEN MUSIC	1	1640	1	F	0.000	01/97							MUSIC
99018	FRESH HEALTH	1	1640	1	F	0.000	01/97							PHYSICAL ED I
99018	FRESH P.E.	1						1640	2	F	0.000	06/97		PHYSICAL ED I
13128	R ENGLISH	2	1640	1	F	0.000	01/98	1640	2	F	0.000	06/98		ENGLISH II
33218	R BIOLOGY	1	1640	1	F	0.000	01/98							LIFE SCIENCE
43418	R GEOMETRY	1	1640	1	F	0.000	01/98	1640	2	F	0.000	06/98		GEOMETRY I
60520	ARCHITECTURAL DRAFT	2	1640	1	F	0.000	01/98							CAREER ED
98310	ADVISORY	1	1640	1	F	0.000	01/98	1640	2	F	0.000	06/98		ADVISORY
99028	P.E.	2	1640	1	F	0.000	01/98	1640	2	F	0.000	06/98		PHYSICAL ED II
01018	DRIVER ED CLASSROOM	1	1640	0	F	0.000	06/98							DRIVERS ED
60520	ARCHITECTURAL DRAFT	2	1640	0	F	0.000	06/98							CAREER ED

***** NON-CREDIT COURSES ***** REQUIREMENT

L	Y	S	G	S	G									
SUBJT V	COURSE TITLE	R	UNIT	M	R	CREDIT	MM/YY	UNIT	M	R	CREDIT	MM/YY	REQUIREMENT	
21618	PUBLIC LAW 195 TEST	1	1640	0	D	0.000	01/98							PUBLIC LAW 195

***** OTHER SCHOOLS ATTENDED *****
UNIT SCHOOL NAME
1640 WELLS HS

***** STUDENT TOTALS *****

REQUIREMENT	REQD	COMPL	REQUIREMENT	REQD	COMPL	REQUIREMENT	REQD	COMPL
* ENGLISH I	1		LIFE SCIENCE	1	0.50	WORLD LANG I	1	
* ENGLISH II	1		PHYSICAL SCI	1		WORLD LANG II	1	
* ENGLISH III	1		EARTH SCIENCE	1		ART/DRAFTING	1	
* ENGLISH IV	1		ALGEBRA I	1		MUSIC	1	0.50
* WORLD STUDIES	1		GEOMETRY I	1		PHYSICAL ED I	1	
* U.S. HISTORY	1	1.00	ADV ALG/TRIG	1		PHYSICAL ED II	1	
* SOCIAL SCI III	1	1.00				CAREER ED	2	

10/18/2006 07:13

17738695515

YORK HS DIV 5 NAKA

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EX.6 (5 of 5)

OTHER

0

ELECTIVE

3

CREDITS EARNED	3.000	SERVICE LEARNING HOURS	0
CREDITS ATTEMPTED	12.000	DRIVER EDUCATION	
WEIGHTED GRADE POINT AVERAGE	0.2500	CONSTITUTION EXAM (PL195)	01/98
UNWEIGHTED GRADE POINT AVERAGE	0.2500	CONSUMER EDUCATION (SB977)	

..... END REPORT

Exhibits No. 7 (1 of 9)

These are some of my accomplishments. The rest of my diplomas and certificates along with my Barbers certificate which I achieved in 2008 are stored in the Cook County Public Defenders Warehouse.

When I was resentenced in 2012 my then attorney Vicki Rogers had all of my diplomas and certificates to use as mitigating evidence. I never received the documents back, Vicki Rogers retired and my file was stored in Warehouse.

*****END OF TRANSCRIPT*****

Lake Land College

Course #	Course Title	Grade	Hrs	Hrs Cmpt	Notes
BUS-092	Principles of Selling	F	3.00	3.00	
Term 2013FA					
ATO-040	Vocational-Technical Math	B	3.00	3.00	
SPE-111	Intro to Speech Communication	A	3.00	3.00	
Term 2015FA					
SPE-200	Interpersonal Communication	B	3.00	3.00	
BUS-142	Introduction to Business	A	3.00	3.00	
Term 2016SP					
EMS-055	Introduction to First Response	B	3.00	3.00	
PSY-271	Intr/psychology	B	3.00	3.00	
Term 2016SU					
HSP-065	Intro to Substance Abuse	A	3.00	3.00	
HSP-120	Introduction to Social Work	C	3.00	3.00	
BUS-093	Securities/Investment	A	3.00	3.00	
Term 2019SP					
BUS-095	Fundamentals of Accounting	C	3.00	3.00	
BIO-050	Basic Anatomy & Physiology	B	4.00	4.00	
Term 2019SU					
PSY-273	Abnormal Psychology	A	3.00	3.00	
Term 2019FA					
TOTALS: HRS ATT = 40.00 HRS CMPT = 40.00 GRADE POINTS = 120.00 GPA = 3.000					

Student ID: 0283627
 Soc. Sec.: XXX-XX-5315
 Birth Date: 10/27/XX
 Print Date: 03/11/20

64.7
1 of 9

Marcus Jenkins
 5835 State Rte 154
 Pinckneyville IL 62274



BLACK HISTORY MONTH AWARD

Theme: Black Women In American Culture & History

This Certificate is Presented to:

MARCUS JENKINS

For

1ST PLACE Poetry Contest

EX-7
2009

February 29, 2012

Warden M. Hardy

Assistant Warden Edwards



Criminon™ Illinois
P. O. Box 285
Grayslake, IL 60030

May 10, 2015

Marcus Jenkins R00902
Dixon Correctional Center
2600 N. Brinton Ave.
Dixon, IL 61021

Dear Marcus,

Congratulations on completing the *Way to Happiness Course*. Thank you for your Success Story, and your attest form. Your certificate is enclosed. Your next course, *The Learning Skills for Life Course*, is also enclosed. This is the required course after *Way to Happiness*. After this course, you can take whatever course you wish. I'm sending you the first 2 lessons. Your supervisor will send the rest.

This course has only 9 lessons, and it will help you with any additional Criminon courses you do, as well as with anything else you study. After you complete this course, you will be free to choose the course you wish to take.

We at Criminon wish you every success on your new course, and in life.

Sincerely,



Mary
Criminon Illinois

Criminon™

“There is no person alive who cannot make a new beginning.”
... The Way to Happiness Book

Does hereby certify that

Marcus Jenkins

*Has successfully completed the requirements necessary and is
therefore awarded this Certificate of Completion for*

The Way to Happiness Course

This 9th Day of May 2015 Certificate # 2577

Director



Criminon™ Illinois

P. O. Box 285
Grayslake, IL 60030

December 23, 2016

Marcus Jenkins R00902
Dixon Correctional Center
2600 N. Brinton Ave.
Dixon, IL 61021

EX-7

4 of 9

Dear Marcus,

Congratulations on completing *The Learning Skills for Life Course*! We received your Success Story and Attest form. Your certificate of completion is enclosed.

I understand you do not want to do another Criminon course at this time. If you decide you wish to continue, you may do so by writing to us.

We at Criminon wish you every success in life.

Sincerely,



Mary
Criminon Illinois

Criminon™

“There is no person alive who cannot make a new beginning.”
... The Way to Happiness Book

Does hereby certify that

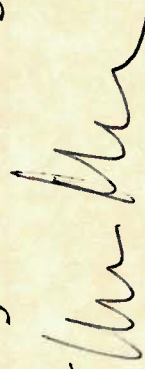
Marcus Jenkins

*Has successfully completed the requirements necessary and is
therefore awarded this Certificate of Completion for*

The Learning Skills for Life Course

This 23rd Day of December 2016 Certificate # 2858

Director



Ex. 7
5 of 9

Certificate of Completion

Certificate Awarded To

Marcus Jenkins

in recognition of successful completion of
Abnormal Psychology

Lakeland College's Night Module Program
Pinckneyville CC

Mrs. Simon

October 7, 2019

Stateville Correctional Center Department of Mental Health

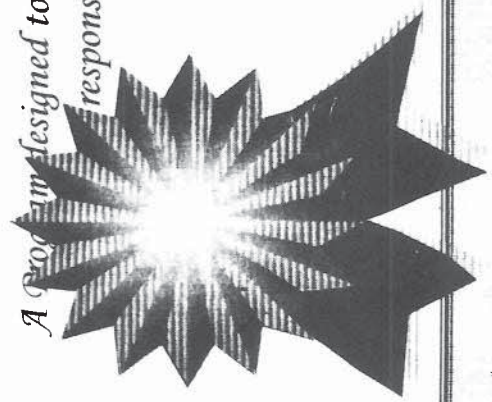
Certificate of Participation is hereby granted to:

Markus Jenkins

for completing an introductory program in

Finding Purpose/Houses of Healing

A program designed to briefly address: Self esteem, foster emotional & spiritual growth, encourage responsibility & accountability, & develop stress management skills



D. Talley

Deb L. Talley, M.A.
Psychology Intern

[Signature]

Kelly Kushnereit, M.S.
Psychology Intern

[Signature]
Aby Ray, Ph.D.

EX. 7
6 of 9

EX 7
7 of 9



ILLINOIS STATE BOARD OF EDUCATION High School Equivalency Certificate

THIS IS TO CERTIFY THAT

MARCUS JENKINS

has successfully completed the requirements of the High School Level Tests
of General Educational Development and other State requirements, promulgated
by the Illinois State Board of Education, as authorized by the statutes of the State of Illinois.

In recognition of such achievement and as evidence of such entitlement,

I hereunto set my hand and affix the seal of the

County of Will this 1st day of November 2004

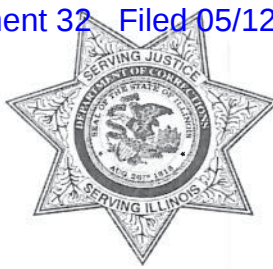
Richard P. Duran

Regional Superintendent of Schools

Robert E. Schiller

Robert E. Schiller
State Superintendent of Education

JB Pritzker
Governor



John Baldwin
Acting Director

Ex. 7
8 of 9

The Illinois Department of Corrections

Pinckneyville Correctional Center
5835 State Route 154 • Pinckneyville, IL 62274-3410 • (618) 357-9722 TDD: (800) 526-0844

MEMORANDUM

DATE: 3/15/19

TO: R00902 Jenkins, Marcus

FROM: Christina Batson
Record Office Supervisor, TA

SUBJECT: Earned Program Sentence Credits (EPSC)

5D72

The Record Office has received a goal statement confirming your participation in one of our educational classes. After a review, it has been determined that you have successfully met your goal and have been recommended for an award of EPSC. According to Illinois statute 730ILCS 5/3-6-3(a)(2)(i) you are ineligible for an award of sentence credits because the award would reduce your sentence below 100%. Your 48 days of successful program participation has been documented and added to your master record.

Thank you,

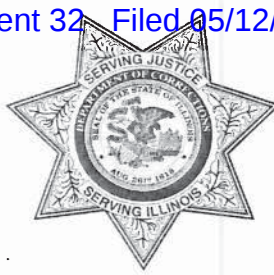
Christina Batson

CC: Record Office

Mission: To serve justice in Illinois and increase public safety by promoting positive change in offender behavior, operating successful reentry programs, and reducing victimization.

www.illinois.gov/idoc

JB Pritzker
Governor



Rob Jeffreys
Acting Director

Ex. 7
9 of 9

The Illinois Department of Corrections

Pinckneyville Correctional Center
5835 State Route 154 • Pinckneyville, IL 62274-3410 • (618) 357-9722 TDD: (800) 526-0844

MEMORANDUM

DATE: 8/15/19

TO: **R00902 JENKINS, MARCUS** 3D75

FROM: Christina Batson
Record Office Supervisor

SUBJECT: Earned Program Sentence Credits (EPSC)

The Record Office has received a goal statement confirming your participation in one of our educational classes. After a review, it has been determined that you have successfully met your goal and have been recommended for an award of EPSC. According to Illinois statute 730ILCS 5/3-6-3(a)(2)(i) you are ineligible for an award of sentence credits because the award would reduce your sentence below 100%. Your 29 days of successful program participation has been documented and added to your master record.

Thank you,

Christina Batson

Mission: To serve justice in Illinois and increase public safety by promoting positive change in offender behavior, operating successful reentry programs, and reducing victimization.

www.illinois.gov/idoc

EX. 8

STATE OF ILLINOIS
100th GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES
TRANSCRIPTION DEBATE

150th Legislative Day

11/28/2018

believe this is a good Bill designed to protect our youth and our society. Thank you."

Speaker Turner: "Chair recognizes Representative Bryant."

Bryant: "Thank you, Mr. Speaker. Question of the... for the Sponsor."

Speaker Turner: "The Sponsor will yield."

Bryant: "Representative, again, I... I want to ask a question. I think Representative Breen asked it, too. But this is... this goes up to age 21 right?"

Currie: "If the crime was committed before the age of 21."

Bryant: "Okay, and could you say again why we're using age 21 instead of 18?"

Currie: "We're using that in part because our hand is being forced by the United States Supreme Court. You may remember that in the Miller case the court decided that imposing a sentence of life in prison without the possibility of parole against a young person, someone under the age of 18, was unconstitutional. The court found it unconstitutional because of precisely the brain research that was previously discussed. Young minds do not exercise sound judgment. They may not understand the consequences of their actions. What the court said is to put these people in jail without ever the possibility of release is unconstitutional. And I believe that the young people that are the subject of this Bill, those who are under 21, are similarly lacking at least in some circumstances good judgment, and they are also people who do not think through the consequences of their actions."

Bryant: "So, my question..."

Currie: "They're impulsive."